

### **REMARKS**

Applicants thank the Examiner for the careful consideration given to this application. Reconsideration and allowance are now respectfully requested in view of the amendment above and the following remarks. Claims 1-8 are pending in this application. Claim 1 is the sole independent claim. Claims 1-8 are amended.

### **Claim Objections**

Claims 1-6 and 8 are objected to because of informalities. In view of the amendments made to these claims, this objection is now moot. Therefore, Applicants respectfully request that the objections to claims 1-6 and 8 be withdrawn.

### **Claim Rejections Under 35 U.S.C. §103**

Claims 1-8 stand rejected under 35 U.S.C. §103(a) as being unpatentable over U.S. Patent No. 6,018,232 to Nelson et al. (hereinafter “Nelson”) in view of U.S. Patent No. 7,145,437 to Jalkanen et al. (hereinafter “Jalkanen”). This rejection is respectfully traversed.

Applicants submit that the combination of Nelson and Jalkanen does not teach or suggest the combination of elements recited in the pending claims. Claim 1, in part, recites “keeping the terminal device dominantly in a deep rest state in which the means for making the terminal device to operate as a terminal device of a mobile telecommunication network is totally passive and is activated on the terminal device own initiative for short periods for sending or receiving data, wherein said activation for short periods is defined by control data which is specific to each individual terminal device and is received by the terminal device -via the mobile communication network-during said short periods and saved in the device.” Nelson does not teach or suggest these features.

Nelson is directed to a method of operating a computing device with an RF modem. The computing device includes a paging receiver, and the RF modem is activated for a data transfer session upon receipt of a paging message or depending on the contents of a paging message received while the computing device was suspended. In every case, the activation of the RF

modem for a data transfer session is dependent on the paging messages and the paging receiver which controls the data transfer sessions and is continuously active.

In the present invention, on the other hand, the means for making the terminal device to operate as a terminal device of a mobile telecommunication network is activated for short data transfer periods according to the control data saved in the terminal device. No special communication or means (e.g. paging receiver) are needed for receiving and saving new control data. The control data is also received during the short data transfer periods which are mainly for sending and receiving collected data, instructions and so on. Accordingly, if the control data defines that the next short data transfer period is activated at certain time, for example, after ten days, no RF or other communication and activation of any means for that purpose are needed during the ten days.

As noted above, in Nelson in every case, the activation of the RF modem for a data transfer session is dependent on the paging messages and the paging receiver which controls the data transfer sessions and is continuously active. Thus, Nelson fails to teach or suggest “keeping the terminal device dominantly in a deep rest state in which the means for making the terminal device to operate as a terminal device of a mobile telecommunication network is totally passive and is activated on the terminal device own initiative for short periods for sending or receiving data, wherein said activation for short periods is defined by control data which is specific to each individual terminal device and is received by the terminal device -via the mobile communication network-during said short periods and saved in the device,” as recited in the pending claims.

Jalkanen does not cure the deficiencies of Nelson as noted above. Jalkanen concerns a method for adjusting power consumption of a RFID reader associated with a mobile terminal. The method includes determining a context of the mobile terminal and determining whether the context has changed.

Based on the distinctions noted above, Applicants submit that that combination of Nelson and Jalkanen fails to anticipate or make obvious the combination of elements recited in the pending claims. Therefore, Applicants respectfully request that this rejection of claims 1-8 under 35 U.S.C. §103 be withdrawn.

**Disclaimer**

Applicants may not have presented all possible arguments or have refuted the characterizations of either the claims or the prior art as found in the Office Action. However, the lack of such arguments or refutations is not intended to act as a waiver of such arguments or as concurrence with such characterizations.

**CONCLUSION**

In view of the above, consideration and allowance are respectfully solicited.

In the event the Examiner believes an interview might serve in any way to advance the prosecution of this application, the undersigned is available at the telephone number noted below.

The Office is authorized to charge any necessary fees to Deposit Account No. 22-0185.

Applicant believes no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 22-0185, under Order No. 21865-00011-US1 from which the undersigned is authorized to draw.

Dated: May 18, 2010

Respectfully submitted,

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